

Senate File 367

S-3035

1 Amend Senate File 367 as follows:

2 1. By striking page 1, line 33, through page 2, line 31, and
3 inserting:

4 ~~<b. (1) In addition, court debt which is being collected~~
5 ~~under an installment agreement pursuant to section 321.210B~~
6 ~~which is in default that remains delinquent shall remain~~
7 ~~assigned to the department of revenue if the installment~~
8 ~~agreement was executed with the department of revenue; or~~
9 ~~to the county attorney or county attorney's designee if the~~
10 ~~installment agreement was executed with the county attorney~~
11 ~~or county attorney's designee~~ The department of revenue shall
12 receive fifteen percent of each court debt payment collected on
13 cases assigned to the department of revenue for collection to
14 reflect the cost of processing and the remaining eighty-five
15 percent of such court debt collected shall be paid to the
16 clerk of the district court for distribution under section
17 602.8108. The department of revenue collection fee shall not
18 include the amount of court debt collected for restitution
19 involving pecuniary damages, the victim compensation fund, the
20 crime services surcharge, the domestic and sexual abuse crimes
21 surcharge, the agricultural surcharge, the sex offender civil
22 penalty.

23 (2) Payments made by a person under subparagraph (1)
24 between January 1, 2021, and August 1, 2021, including any
25 portion of the payment applied to the department of revenue's
26 processing fee, shall be reapplied as if no department of
27 revenue processing fee had been added to the amount owed. The
28 department of revenue shall be allocated a portion of such
29 payments pursuant to subparagraph (1). If a payment made by
30 a person owing court debt between January 1, 2021, and August
31 1, 2021, reduces the person's total amount of court debt owed
32 to zero, the clerk of the district court shall issue a refund
33 to the person in the amount attributable to the processing fee
34 added to the court debt. This subparagraph is repealed on
35 January 1, 2023.>

1 2. Page 3, by striking line 28 and inserting ~~<civil penalty,~~
2 the>
3 3. Page 4, line 15, by striking <Victim restitution> and
4 inserting <Pecuniary damages>
5 4. Page 4, after line 22 by inserting:
6 <(9) A crime services surcharge.
7 (10) A domestic and sexual abuse crimes surcharge.
8 (11) An agricultural theft surcharge.>
9 5. Page 6, by striking lines 3 through 18 and inserting:
10 <Sec. _____. RESCISSION OF ADMINISTRATIVE RULES.
11 1. Contingent upon the enactment of the section of this Act
12 amending section 602.8107, subsection 3, the following Iowa
13 administrative rule is rescinded August 1, 2021:
14 701 Iowa administrative code, rule 155.1.
15 2. As soon as practicable, the Iowa administrative code
16 editor shall remove the language of the Iowa administrative
17 rules referenced in subsection 1 of this section from the Iowa
18 administrative code.
19 Sec. _____. EFFECTIVE DATE.
20 1. The section of this Act amending section 602.8107,
21 subsection 3, takes effect August 1, 2021.
22 2. The section of this Act amending section 602.8105,
23 section 2, paragraph "h", being deemed of immediate importance,
24 takes effect upon enactment.>
25 6. Page 6, line 20, by striking <June 25> and inserting
26 <July 15>
27 7. By renumbering as necessary.

DAN DAWSON